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Filing date: **05/31/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91227469
Party	Defendant QCB LLC
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Submission	Answer
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Signature	/Susan L. Stuart/
Date	05/31/2016
Attachments	ANSWER No. 91227469 QCB.pdf(86066 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

REPUBLIC TECHNOLOGIES (NA) LLC)	
)	Opposition No. 91227469
Opposer,)	
)	
v.)	Mark: QCB (stylized)
)	App. No. 86624230
QCB LLC)	Filing Date: May 08, 2015
)	Published: October 27, 2015
Applicant.)	

ANSWER TO NOTICE OF OPPOSITION

Applicant, QCB LLC, answers the Notice of Opposition filed by Opposer, Republic Technologies (NA) LLC, on April 21, 2016 as follows:

1. Applicant is without sufficient knowledge or information to form a belief as to the truth of the allegations contained in Paragraph 1 of the Notice of Opposition, and therefore denies these allegations.

2. Applicant is without sufficient knowledge or information to form a belief as to the truth of the allegations contained in Paragraph 2 of the Notice of Opposition, and therefore denies these allegations.

3. Applicant is without sufficient knowledge or information to form a belief as to the truth of the allegations contained in Paragraph 3 of the Notice of Opposition, and therefore denies these allegations.

4. Applicant is without sufficient knowledge or information to form a belief as to the truth of the allegations contained in Paragraph 4 of the Notice of Opposition, and therefore denies these allegations.

5. Applicant admits the allegations set forth in Paragraph 5 of the Notice of Opposition.

6. Applicant admits the allegations set forth in Paragraph 6 of the Notice of Opposition.
7. Applicant admits the allegations set forth in Paragraph 7 of the Notice of Opposition.
8. Applicant admits the allegations set forth in Paragraph 8 of the Notice of Opposition.
9. Applicant denies the truth of the allegations set forth in Paragraph 9 of the Notice of Opposition.
10. Paragraph 10 of the Notice of Opposition constitutes a legal conclusion to which no response is necessary; Applicant nonetheless denies the allegations in Paragraph 10.

AFFIRMATIVE AND OTHER DEFENSES

1. Applicant affirmatively alleges that as a result of its continuous substantial usage of the QCB design since adoption, this mark is a valuable asset of Applicant and carries considerable goodwill and consumer acceptance of its products sold under the mark. Such goodwill and widespread usage has made the mark distinctive to the Applicant.

2. Applicant further affirmatively alleges that there is no likelihood of confusion, mistake or deception because, *inter alia*, Applicant's mark and the pleaded marks of Opposer are not confusingly similar.

3. Applicant reserves the right to amend its Answer to add affirmative defenses or counterclaims that are not now known but may later become known through discovery or other means.

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WHEREFORE, Applicant requests that the notice of opposition be dismissed with prejudice.

Respectfully submitted,

Dated: May 31, 2016

By:



Susan L. Stuart

Adam L.K. Philipp

Kyle H. Flindt

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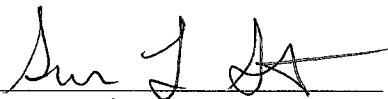
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Attorneys for Applicant

Certificate of Service

I hereby certify that on the 31st of May, 2016, I caused the foregoing ANSWER TO NOTICE OF OPPOSITION to be served by U.S. first class mail, postage prepaid, on the following party at the following address:

Antony J. McShane
Neal, Gerber & Eisenberg, LLP
2 North LaSalle Street, Suite 1700
Chicago, IL 60602

By: 
Attorneys for Applicant